



Muscatel Technology Cabling - Project No. 1805.325

**ROSEMEAD SCHOOL DISTRICT**

Mandatory Pre-Bid Job Walk Sign In Sheet

December 21, 2001

COMPANY (Please Print)	NAME (Please Print)	TELEPHONE NO. FAX NO.
Network Installation	Jim Cole	949.754.3045 949.480.4471
Konna Comm	Freddy Iglesias	619.482.2522 760.480.0870
Jim J. Commuication	Glen Williams	626.812.8977 626.812.6347
WBI Energy Services, Inc.	Nigel A. Scott	626.351.3620 626.351.3622
WBI Energy Services, Inc.	Daniel V. Hatfield	626.351.3620 626.351.3622
Mustang Tel-Comm Inc.	Shawn Flores	909.930.2272 909.930.2277
Digital Networks/MCSi	Pat De Vera	949.716.8600 949.716.8942
Ocean Park Telectric Co.	Sam Beets	Tel/Fax 626.917.4134
M.C.E.C. Inc.	Kathy Dutka	626.447.7500 626.447.6500
QTI	Dan Dalton	909.912.3322 909.912.3321
QTI	Terry Kistler	909.232.7026 909.593.1819
QTI	Scott Dalton	909.232.7029 909.912.3321
Y2K Contractors Inc.	Varton K.	818.266.7239 818.551.9445
Tel Star Systems	Ryan Redd	909.592.7672 909.592.5892
Spanning Tree Technologies	Edward Bakheshi	818.553.3789 818.553.3786
okell Servicews	Ramon Vankallen	310.608.2608 310.608.2619



ARCHITECTURE

ROSEMEAD SCHOOL DISTRICT

December 21, 2001

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**ROSEMEAD SCHOOL DISTRICT**  
**Rosemead, California**

**BID TABULATION**

**PROJECT:** **MUSCATEL MIDDLE SCHOOL  
TECHNOLOGY CABLING**

**OWNER:** Rosemead School District

**IIWA PROJECT NO:**

**BID DATE:** January 8, 2002  
2:00 p.m.  
Board Room

CONTRACTOR	BID BOND	SUB LIST	BASE BID	ALTERNATE
Control Electric Contracting			\$44,373.00	
Datatel Wiring Products, Inc.			\$49,620.91	
Lexent Services, Inc.			\$96,500.00	

**ROSEMEAD SCHOOL DISTRICT**  
Rosemead, California

**BID TABULATION**

**PROJECT:**

**MUSCATEL MIDDLE SCHOOL  
TECHNOLOGY CABLING**

**OWNER:**

Rosemead School District

**HWA PROJECT NO:**

**BID DATE:**

January 8, 2002  
2:00 p.m.  
Board Room

CONTRACTOR	BID BOND	SUB LIST	BASE BID	ALTERNATE
Quality Teleservices, Inc.			\$48,035.46	
Rokel Services			\$92,250.00	
Spanning Tree Technologies, Inc.			\$36,519.92	

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**Rosemead, California**

**BID TABULATION**

PROJECT: **MUSCATEL MIDDLE SCHOOL  
TECHNOLOGY CABLING**

OWNER: **Rosemead School District**

HWA PROJECT NO:

BID DATE: **January 8, 2002  
2:00 p.m.  
Board Room**

CONTRACTOR	BID BOND	SUB LIST	BASE BID	ALTERNATE
X Mustang Tel-Comm, Inc.			\$29,510.76	
. Pyro-Comm Systems, Inc.			\$109,252.00	
X Ocean Park Telectric Co.			\$34,079.84	

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**Rosemead, California**

**BID TABULATION**

**PROJECT:** **MUSCATEL MIDDLE SCHOOL  
TECHNOLOGY CABLING**

**OWNER:** **Rosemead School District**

**HWA PROJECT NO:**

**BID DATE:** **January 8, 2002  
2:00 p.m.  
Board Room**

CONTRACTOR	BID BOND	SUB LIST	BASE BID	ALTERNATE
Network Installation Corporation			\$40,461.28	



Universal Service Administrative Company  
Schools & Libraries Division

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April 22, 2003

Dr. Lila Bronson  
Rosemead Elem School District  
3907 Rosemead Blvd.  
ROSEMEAD, CA 91770 2041

Further Explanation of Administrator's Funding Decision  
Form 471 Application Number: 303357  
Funding Year 2002 (07/01/2002 - 06/30/2003)

Under separate cover, you are being sent a Funding Commitment Decision Letter concerning the FCC Form 471 Application Number cited above. This Funding Commitment Decision Letter denies all funding requests that are associated with Spectrum Communications Cabling Services, Inc.

**Please be advised that the Funding Commitment Decision Letter is the official action on this application by the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC). Please refer to that letter for instructions regarding how to appeal the Administrator's decision, if you wish to do so. The purpose of this letter is to provide you with additional information concerning the reasons for denial of these funding requests.**

Information obtained during the review of your FCC Form 471 indicates that the service provider was improperly involved in the competitive bidding and vendor selection process and that the applicant was not the source of the information contained in the responses to SLD's questions regarding the competitive bidding and vendor selection process.

Federal Communication Commission (FCC or Commission) rules require applicants to submit an FCC Form 470 to USAC for posting on its website.<sup>1</sup> This posting enables prospective service providers to bid on the equipment and services for which the applicant will request universal service support. After the Form 470 has been posted, the applicant must wait at least 28 days before entering into agreements with service providers, comply with all applicable state and local procurement laws, and comply with FCC competitive bidding requirements.<sup>2</sup> Program rules require that the entity selecting a service provider "carefully consider all bids submitted and may consider relevant factors

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<sup>1</sup> Schools and Libraries Universal Service, Description of Services Requested and Certification Form 470, OMB 3060-0806 (September 1999) (FCC Form 470).

<sup>2</sup> See 47 C.F.R. §§ 54.504, 54.11.

other than the pre-discount prices submitted by providers.”<sup>3</sup> When allowed under state and local procurement rules, other relevant factors include “prior experience, including past performance; personnel qualifications, including technical excellence; management capability, including schedule compliance; and environmental objectives.”<sup>4</sup> The FCC has stated that price should be the primary factor in selecting a bid.<sup>5</sup> Once the applicant enters into agreement(s) with service provider(s), the applicant submits an FCC Form 471 to USAC.<sup>6</sup> The Commission has stated that applicants cannot abdicate control over the application process to a service provider that is associated with the FCC Form 471 for that applicant.<sup>7</sup>

Pursuant to its authority to administer the Schools and Libraries Support Mechanism, USAC selects certain applicants for a Selective Review to ensure that they are following FCC rules relating to, among others, the competitive bidding process. Applicants who are chosen for this review are sent the “E-Rate Selective Review Information Request.” As part of this request, applicants are asked to answer certain questions regarding their competitive bidding and vendor selection process. In particular, applicants are asked to:

Please provide complete documentation indicating how and why you selected the service provider(s) selected. This documentation should include a description of your evaluation process and the factors you used to determine the winning contract(s).<sup>8</sup>

The person authorized by the applicant to sign on the applicant’s behalf, or the entity’s authorized representative, is required to certify that the authorized signer prepared the responses to the Selective Review Information Request on behalf of the entity.<sup>9</sup>

Your FCC Form 471 requests for funding was selected for a Selective Review. During the review of your application, USAC became aware of the fact that there were striking similarities in the description of the internal connections services sought on FCC Forms 470 among various applicants later associated with the same service provider. USAC further ascertained that the responses provided by various applicants associated with this particular service provider to the portion of the Selective Review questions described above seeking a description of the factors that the applicant used to determine the winning contracts contained identical language. Thus, USAC concluded that these responses had been prepared by the service provider and provided to the applicant, and

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<sup>3</sup> 47 C.F.R. § 54.511(a).

<sup>4</sup> Federal-State Joint Board on Universal Service, CC Docket No. 96-45, *Report and Order*, FCC 97-157 ¶ 481 (rel. May 8, 1997); *Request for Review by the Department of Education of the State of Tennessee of the Decision of the Universal Service Administrator*, CC Docket Nos. 96-45, 97-21, FCC 99-216 ¶ 7-9 (rel. August 11, 1999).

<sup>5</sup> *See id.*

<sup>6</sup> Schools and Libraries Universal Service, Services Ordered and Certification Form 471, OMB 3060-0806 (October 2000) (*FCC Form 471*).

<sup>7</sup> *In re Request for Review of Decisions of the Universal Service Administrator by Bethlehem Temple Christian School*, CC Docket Nos. 96-45, 97-21, DA-01-852 ¶ 6 (rel. Apr. 6, 2001)

<sup>8</sup> E-Rate Selective Review Information Request, Funding Year 2002 at 2.

<sup>9</sup> *Id.* at 15.



were not prepared by the applicant as required under the Schools and Libraries Support Mechanism.

FCC rules require applicants to "carefully consider all bids." USAC sought to ensure that you had complied with this requirement by seeking a description of your competitive bidding process, your vendor evaluation process and the factors you used to determine the winning contract. Based on the evidence described above, USAC reasonably has concluded that the description of this process that you provided to USAC appears to have been prepared by your service provider. The Selective Review Information Request requires the applicant to certify that it, or its authorized representative prepared the responses to the request. The reason for this certification is to ensure that applicants, rather than service providers, answer the questions that are properly answered by the applicant. It is inappropriate for a service provider to answer questions regarding the competitive bidding process, vendor selection, or the applicant's ability to pay the non-discount share as required by Schools and Libraries Support Mechanism rules.

USAC has concluded that the evidence described indicates that the service provider was improperly involved in the competitive bidding and vendor selection process and that the applicant did not provide the answers to these questions. Consequently, USAC has denied all funding requests from this applicant associated with this service provider.

Schools and Libraries Division

CC:

Spectrum Communications Cabling Services, Inc  
226 North Lincoln Avenue  
Corona, CA 92882  
Attn: Robert Rivera